

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION

|                              |   |                          |
|------------------------------|---|--------------------------|
| JEFFERY B. SANFORD,          | ) |                          |
|                              | ) |                          |
| Plaintiff,                   | ) |                          |
|                              | ) |                          |
| v.                           | ) | CASE NO. 3:06-CV-326-MEF |
|                              | ) | (WO)                     |
| LEE COUNTY DETENTION CENTER, | ) |                          |
| <i>et al.</i> ,              | ) |                          |
|                              | ) |                          |
| Defendants.                  | ) |                          |

**ORDER**

On May 3, 2006, the Magistrate Judge filed a Recommendation in this case to which no timely objections have been filed. Upon an independent review of the file in this case and upon consideration of the Recommendation of the Magistrate Judge (Doc. # 6) which is hereby ADOPTED, it is ORDERED that this complaint is DISMISSED prior to service of process pursuant to the provisions of 28 U.S.C. § 1915(e)(2)(B).

Done this 25th day of May, 2006.

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/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE

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<sup>1</sup>A prisoner who is allowed to proceed *in forma pauperis* in this court will have his complaint screened in accordance with the provision of 28 U.S.C. § 1915(e)(2)(B). This screening procedure requires the court to dismiss a prisoner's civil action prior to service of process if it determines that the complaint is frivolous, malicious, fails to state a claim upon which relief may be granted, or seeks monetary damages from a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2)(B)(i)-(iii). Thus, notwithstanding payment of the filing fee or any initial partial filing fee, this court must dismiss a case prior to service of process if the court determines that the action is subject to dismissal under the provisions of 28 U.S.C. § 1915(e)(2)(B)(i),(ii) or (iii).